

Release
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**SUMMARY OF CASES ACCEPTED
DURING THE WEEK OF DECEMBER 15, 1997**

[This news release is issued to inform the bar and the public of cases that the Supreme Court has accepted and of their general subject matter. The description or descriptions set out below do not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

#97-191 Linder v. Thrifty Oil Co., S065501. (B106507; 58 Cal.App.4th 664.) Petition for review after the Court of Appeal affirmed an order in a civil action. This case presents a variety of issues concerning class certification.

#97-192 Oberholzer v. Commission on Judicial Performance S064923. Original proceeding. The court issued an alternative writ of mandate in a proceeding in which the record is currently sealed.

#97-193 People v. Perez, S064804. (B097689.) Unpublished opinion. Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. This case presents an issue concerning the application of term doubling to a second strike defendant convicted of a crime punishable by a life sentence, which is related to an issue before the court in People v. Jefferson, S057834. (See #97-31.)

#97-194 Reno v. Baird, S065473. (A075579; 57 Cal.App.4th 1211.) Petition for review after the Court of Appeal affirmed in part and reversed in part the judgment in a civil action. This case concerns whether a supervisory employee

can be held personally liable under the Fair Employment and Housing Act for the discriminatory discharge of an employee.

#97-195 Van Dyke v. GTE California, Inc., S065392. (B103828.)

Unpublished opinion. Petition for review after the Court of Appeal reversed the judgment in a civil action. This case presents an issue concerning the sufficiency of evidence to create a triable issue as to employment status, which is related to an issue before the court in Guz v. Bechtel National, Inc., S062201. (See #97-133.)

#97-196 Zeiger v. State of California, S065502. (C019828; 58 Cal.App.4th 532.) Petition for review after the Court of Appeal reversed a summary judgment in a civil action. This case presents an issue concerning the availability of a direct action against a general contractor by a subcontractor's employee, which is related to an issue before the court in Toland v. Sunland Housing Group, Inc., S050870. (See #96-30.)

DISPOSITIONS

#96-76 People v. Mills, S053149, was transferred to the Court of Appeal for reconsideration in light of People v. Superior Court (Romero) 13 Cal.4th 497.

#96-77 People v. Reese, S052695, was transferred to the Court of Appeal for reconsideration in light of People v. Fuhrman, 16 Cal.4th 930.

#97-39 In re Marriage of Shelstead, S058114, was transferred to the Court of Appeal for reconsideration in light of Boggs v. Boggs, ___ U.S. ___ [138 L.Ed.2d 45].

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